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June 26, 2000

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SÃO PAULO

IN ASSOCIATION WITH  
TAVARES GUERREIRO ADVOGADOS

Carol Rushin  
Assistant Regional Administrator  
Office of Enforcement, Compliance,  
and Environmental Justice  
Environmental Protection Agency  
Region VIII  
999 18th Street, Suite 500  
Denver, CO 80202-2466

**Re:    *United Park City Mines--Richardson Flat Tailings Site***  
***Summit County, Utah***  
***Good Faith Offer to Conduct Focused RI/FS***

Dear Ms. Rushin:

As you may know, we are legal counsel for United Park City Mines Company ("United Park") and are writing to respond to your Notice of Decision Not to Use Special Notice Procedures, dated June 7, 2000 concerning the Richardson Flat Tailings Site, located in Summit County, Utah ("Notice Letter"), received on or about June 13, 2000. Based on the Notice Letter, United Park expresses its willingness to participate in discussions with EPA for conducting the Focused Remedial Investigation and Feasibility Study ("RI/FS") for the Richardson Flat Tailings Site (the "Site"). Accordingly, United Park presents the following good faith offer.

United Park is willing to conduct the RI/FS, subject to agreement on acceptable terms of an Administrative Order on Consent ("AOC"). United Park is qualified to conduct the RI/FS, using both qualified staff, retained consultants, and outside legal counsel. Outside consultants doing RI/FS work must be approved by EPA, as provided in the AOC. Further, United Park has more than sufficient assets (albeit limited liquid resources) to undertake and complete the RI/FS. United Park is also willing to reimburse EPA for its oversight costs incurred in connection with the RI/FS work.

Ordinarily we would be submitting, along with this letter, our proposed revisions to the AOC. We are not providing specific comments to the AOC at this time because we are currently discussing the potential for other PRPs to participate in the RI/FS process at the Site. We intend to provide you with written comments on the AOC later this week and want to reaffirm

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United Park's commitment to undertake the focused RI/FS for the Site, irrespective of the participation of other PRPs.

With respect to EPA's demand for reimbursement of past costs in the amount of \$283,318.45, United Park expresses its willingness to negotiate in good faith. As explained above, United Park is willing to reimburse EPA's reasonable oversight costs associated with the focused RI/FS. However, EPA is aware that United Park has serious issues with respect to past response costs.

Finally, I will be acting as the contact person for purposes of negotiating the terms of the AOC on behalf of United Park. Please feel free to contact me if you have any questions.

Very truly yours,

LEBOEUF, LAMB, GREENE & MACRAE, L.L.P.



Kevin R. Murray

KRM:tms

cc: Kerry Gee  
Hank Rothwell